Date: 1/2/07

## IN WITNESS WHEREOF, the undersigned have caused this Settlement

Agreement to be executed as of the dates set forth below:

| FOR THE FREY DEFENDANTS:                                      | FOR THE RANDOM HOUSE DEFENDANTS                  |
|---|--|
| James Frey  | Robert Sorrentino                                |
| 1/2/2   | Senior Vice President, Taxes, Random House, Inc. |
| Date: 1/2/07  | Date:  |
|   |  |
| James Frey  | Robert Sorrentino                                |
| Big Jim Industries, Inc.                                      | President, Doubleday & Company, Inc.             |
| Date: 1/2/07  | Date:  |
| In Rome   |  |
| Maya Frey   | Robert Sorrentino                                |
|   | Vice President, Taxes, Random House VG, Inc.     |
| Date: 1/2/07  |  |
|   | Date:  |
| - Pert Meny   |  |
| Derek J. Meyer  | Mark B. Blocker                                  |
| McDermott Will & Emery LLP                                    | Sidley Austin LLP                                |
| 227 West Monroe Street, Suite 4400<br>Chicago, Illinois 60606 | One South Dearborn                               |
| Attorney for the Frey Defendants                              | Chicago, Illinois 60603                          |
| the trey Dejendants   | Attorney for the Random House Defendants         |

Date:\_\_\_\_\_

## IN WITNESS WHEREOF, the undersigned have caused this Settlement

Agreement to be executed as of the dates set forth below:

| FOR THE FREY DEFENDANTS:  | FOR THE RANDOM HOUSE DEFENDANTS   |
|---|---|
| James Frey  | Robert Sorregano<br>Senior Vice President, Taxes, Random House, Inc.  |
| Date:   | Date: 12/15/06  |
| James Frey<br>Big Jim Industries, Inc.  | President, Doubleday & Company, Inc.  |
| Date:   | Date: 12/15/06  |
| Maya Frey   | Robert Sorrentino Vice President, Taxes, Random House VG, Inc.  |
| Date:   | Mark B Blocker  |
| Derek J. Meyer McDermott Will & Emery LLP 227 West Monroe Street, Suite 4400 Chicago, Illinois 60606 Attorney for the Frey Defendants | Mark B. Blocker Sidley Austin LLP One South Dearborn Chicago, Illinois 60603 Attorney for the Random House Defendants |
| Date:   | Date: 12/28/2006  |

| Plaintiff Marcho Vedral   | Michele Snow   |  |
|---|--|--|
| Carry D. Byers Larry D. Drury IAd. 205 W. Randolph Street. Suite 1430 Chicago. Himois 60606 Proposed Co-Leud Class Counsel Attorney for Plaintiff Mercia Vedral       | Evan J. Smith. Esquire Brodsky & Smith. LLC Two Bala Plana. Swite 602 Bala Cynwyd. PA 19004 (610) 667-6200 Proposed Co-Lead Class Comsel Attorney for Plaintiff Michele Snow |  |
| Date: 12-6-06   | Date: 12-6-06  |  |
| Plaintiff Jennifer Colm   | Planntill Aun Marie Strack   |  |
| Date:   | Date:  |  |
| Thomas Mullaney<br>708 Third Avenue, Suite 2500<br>New York, New York 10017<br>Phone: (212) 223-0800<br>Liaison Chas Counsel<br>Attorneys for Plaintiff Jennifer Cohn | Thomas A. Zimmerman, Jr. Zimmerman and Associates, P.C. 100 West Monroe Street, Suite 1300 Chreago, Illinois 60603 Attorney or Plaintiff Ann Marie Street                    |  |
| Date:   | Date:  |  |

## FOR THE PLAINTIFFS:

| Plaintiff Marcia Vedral   | Plaintiff Michele Snow   |
|---|--|
| Date:   | Date:  |
| Larry D. Drury Larry D. Drury Ltd. 205 W. Randolph Street, Suite 1430 Chicago, Illinois 60606 Proposed Co-Lead Class Counsel Attorney for Plaintiff Marcia Vedral | Evan J. Smith, Esquire Brodsky & Smith, LLC Two Bala Plaza, Suite 602 Bala Cynwyd, PA 19004 (610) 667-6200 Proposed Co- Lead Class Counsel Attorney for Plaintiff Michele Snow |
| Date:   | Date:  |
| Plaintiff Diane Marolda   | Plaintiff Ann Marie Strack   |
| Date: 10 17 00  | Date:  |
| Thomas Mullaney 708 Third Avenue, Suite 2500 New York, New York 10017 Phone: (212) 223-0800 Liaison Class Counsel Attorneys for Plaintiff Diane Marolda           | Thomas A. Zimmerman, Jr. Zimmerman and Associates, P.C. 100 West Monroe Street, Suite 1300 Chicago, Illinois 60603 Attorney or Plaintiff Ann Marie Strack                      |
| Date: 19 5 9/W  | Potes  |

## FOR THE PLAINTIFFS:

| Plaintiff Marcia Vedral   | Plaintiff Michele Snow  |
|---|---|
| Date:   | Date:   |
| Larry D. Drury Larry D. Drury Ltd. 205 W. Randolph Street, Suite 1430 Chicago, Illinois 60606 Proposed Co-Lead Class Counsel Attorney for Plaintiff Marcia Vedral | Evan J. Smith, Esquire<br>Brodsky & Smith, LLC<br>Two Bala Plaza, Suite 602<br>Bala Cynwyd, PA 19004<br>(610) 667-6200<br>Proposed Co- Lead Class Counsel |
| Date:   | Attorney for Plaintiff Michele Snow   |
| Plaintiff Jennifer Cohn   | Plaintiff Ann Marie Strack  Date: 12-8-06   |
| Thomas Mullaney 708 Third Avenue, Suite 2500 New York, New York 10017 Phone: (212) 223-0800 Liaison Class Counsel Attorneys for Plaintiff Jennifer Cohn           | Thomas A. Zimmerman, Jr. Zimmerman and Associates, P.C. 100 West Monroe Street, Suite 1300 Chicago, Illinois 60603 Attorney or Plaintiff Ann Marie Strack |
| Date:   | Date: 12-11-2006  |

| 0 0   |   |
|---|---|
| Plaint (I Jimmy Glove O)  | Plaintiff Jill Giles  |
| 1400  | Date:   |
| Alan S. Righe   |   |
| Alan S. Ripka<br>Napoli Bern Ripka LLP  | Alan J. Statman<br>Colleen M. Hegge (of counsel)  |
| 115 Broadway  | 2900 Chemed Center  |
| New York, New York 10006  | 255 East Fifth Street   |
| Attorney for Plaintiff Jimmy Floyd  | Cincinnati. Ohio 45202 Attorneys for Plaintiff Jill Giles   |
| Date: December 5, 2006  | Date:   |
| Plaintiff Pilar More  | Plaintiff Shera Paglinawan  |
| Date:   | Date:   |
| Thomas E. Pakenas<br>Dale and Pakenas<br>641 W. Lake Street, Suite 400<br>Chicago, Illinois 60661 | Michael David Myers<br>Myers & Company, P.L.L.C.<br>1809 Seventh Avenue, Suite 700<br>Scattle, Washington 98101 |
| Attorneys for Plaintiff Pilar More  | Attorney for Plaintiff Shera Paglinawan   |
| Date:   | Date:   |
| Plaintiff Sara Brackenrich  |   |
| Date:   |   |
| Vincent L. DiTommaso<br>DiTommaso & Lubin, PC<br>17W 220 22nd Street, Suite 200                   |   |
| Oakbrook Terrance, Illinois 61081<br>Attorney for Plaintiff Sara Brackenrich                      |   |
| Date:   |   |

| Plaintiff Jimmy Floyd  | Plaintiff Jill Giles                        |
|--|---|
| Date:  | Date:                                       |
| Alan S. Ripka  | Alan J. Statman                             |
| Napoli Bern Ripka LLP<br>115 Broadway  | Colleen M. Hegge (of counsel)               |
| New York, New York 10006   | 2900 Chemed Center<br>255 East Fifth Street |
| Attorney for Plaintiff Jimmy Floyd   | Cincinnati, Ohio 45202                      |
|  | Attorneys for Plaintiff Jill Giles          |
| Date: 11/29/06   | Date:                                       |
| -CDM-  |   |
| Plaintiff Pilar More   | Plaintiff Shera Paglinawan                  |
| Date: 11 / 29/06   | Date:                                       |
| 225/   |   |
| Thomas E. Pakenas  | Michael David Myers                         |
| Dale and Pakenas   | Myers & Company, P.L.L.C.                   |
| 641 W. Lake Street, Suite 400  | 1809 Seventh Avenue, Suite 700              |
| Chicago, Illinois 60661  | Seattle, Washington 98101                   |
| Attorneys for Plaintiff Pilar More   | Attorney for Plaintiff Shera Paglinawan     |
| Date:  | Date:                                       |
| Plaintiff Sara Brackenrich   |   |
| Date:  |   |
| Vincent I D.T.   |   |
| Vincent L. DiTommaso<br>DiTommaso & Lubin, PC  |   |
| 17W 220 22nd Street, Suite 200   |   |
| Oakbrook Terrance, Illinois 61081  |   |
| Attorney for Plaintiff Sara Brackenrich  |   |
| AND THE RESERVE OF THE PROPERTY OF THE PROPERT |   |

Date:\_

| Date:  |
|--|
| Alan J. Statman  |
| Colleen M. Hegge (of counsel)  |
| 2900 Chemed Center   |
| 255 East Fifth Street  |
| Cincinnati, Ohio 45202   |
| Auorneys for Plaintiff Jill Giles  |
| Date:  |
| Plaintiff Shera Paglinawan   |
| Date:  |
| Plaintiff Wendy Shaw  Date:  |
| Michael David Myers  |
| Myers & Company, P.L.L.C.  |
| 1809 Seventh Avenue, Suite 700   |
| Seattle, Washington 98101  |
| Attorney for Plaintiff Shera Paglinawan  |
| Date:  |
|  |
|  |
|  |
|  |
| STATE OF THE STATE |
|  |

|  | hill Giles / by be attom fly C. A.  |
|--|---|
| Plaintiff Jimmy Floyd  | Flaintiff Jill Giles  |
| Date:  | Date: 12-7-0 6  |
|  | 00  |
| Alan S. Ripka  | Alan Diatman  |
| Napoli Bern Ripka LLP  | Colleen M. Hegge (of counsel)   |
| 115 Broadway   | 2900 Chemed Center  |
| New York, New York 10006   | 255 East Fifth Street   |
| Attorney for Plaintiff Jimmy Floyd   | Cincinnati, Ohio 45202  |
| to the state of th | Attorneys for Plaintiff Jill Giles  |
| Date:  | Date: 12-7-04   |
| Plaintiff Piler More   | Plaintiff Shera Paglinawan  |
| Date:  | Date:   |
| Thomas E. Pakenas Dale and Pakenas 641 W. Lake Street, Suite 400 Chicago, Illinois 60661 Autorneys for Plaintiff Pilat More  | Michael David Myers Myers & Company, P.L.L.C 1809 Seventh Avenue, Suite 700 Seattle, Washington 98101 Attorney for Plaintiff Shera Paglinawan |
| Date:  | Date:   |
| Plaintiff Sara Brackenrich   |   |
| Date:  |   |
| Vincent L. DiTommaso   | <del>.</del> :  |
| DiTommaso & Lubin, PC  |   |
| 17W 220 22nd Street, Suite 200   |   |
| Oakbrook Terrance, Illinois 61081  |   |
| Attorney for Plaintiff Sara Brackenrich  |   |
| Date:  |   |
|  |   |

| DI : 15  |  |
|--|--|
| Plaintiff Jimmy Floyd  | Plaintiff Jill Giles   |
| Date:  | The Giles  |
|  | Date:  |
| Alor C. D.   |  |
| Alan S. Ripka  |  |
| Napoli Bern Ripka LLP  | Alan J. Statman  |
| 115 Broadway   | Colleen M. Hegge (of counsel)  |
| New York, New York 10006   | Chemed Center  |
| Attorney for Plaintiff Jimmy Floyd   | 255 East Fifth Street  |
| ,,.  | Cincinnati, Ohio 45202   |
| Date:  | Attorneys for Plaintiff Sill Giles   |
| Date:  | Date:  |
| EAL A STATE OF THE | a 2  |
| Plaintiff Pilar More   | Plaintiff Shera Pagunawan  |
| Date:  | Shora Pagunawan  |
|  | Date: 3 Dec. 3000e   |
| Than P s   |  |
| Thomas E. Pakenas  | DI / store   |
| Dale and Pakenas   | Plaintiff Wendy Shaw   |
| 641 W. Lake Street, Suite 400  |  |
| CITICARO, Illinois KAKKI   | Date:  |
| Attorneys for Plaintiff Pilar More   |  |
|  | # 1/1 1/   |
| Date:  | Mint of the use  |
|  | IVIIOTIBOI I IRVIR MALOUM  |
|  | Myers & Commony by   |
|  | TOTAL DEVELOPING A UPPLIANCE CONTRACTOR OF THE PROPERTY OF THE |
|  |  |
|  | Attorney for Plaintiff Shera Paglinawan  |
|  | Date: 12 . 3 . 2006  |
| laintiff Sara Brackenrich  |  |
| our Discrennen   |  |
| ate:   |  |
|  |  |
|  |  |
| ncent L. DiTommaso   |  |

| Plaintiff Jimmy Floyd  | Plaintiff Jill Giles   |
|--|--|
| Date:  | Date:  |
| Alan S. Ripka  | Alan J. Statmen  |
| Napoli Bern Ripka LLP  | Collect M. Hegge (of counsel)  |
| 115 Broadway<br>New York, New York 10006   | 2900 Chemed Center   |
| Attorney for Plaintiff Simmy Floyd   | 255 Bast Fifth Street  |
| the standy standy rioya  | Cincinnati, Ohio 45202   |
|  | Attorneys for Plaintiff Jill Giles   |
| Date:  | Date:  |
| ns. 1. Appress   |  |
| Plaintiff Pilar More   | Plaintiff Shera Paglinawan   |
| Date:  | Date:  |
|  | 126 1020   |
| Thomas E. Pakenas  | Plaintiff Wondy Shaw   |
| Dale and Pakenas   | The state of the s |
| 541 W. Lake Street, Suite 400  | Date: 2/06   |
| Chicago, Illinois 60661  |  |
| lttorneys for Plaintiff Pilar More   |  |
| Date:  | Michael David No.  |
| Hamilton Miller & Commission of the Commission o | Michael David Myers Myers & Company, P.L.L.C.  |
|  | 1809 Seventh Avenue, Suite 700   |
|  | Seattle, Washington 98101  |
|  | Assurney for Platnstff Shera Paglinawan  |
|  | Date:  |
|  |  |
| Plaintiff Sara Brackenrich   |  |
|  |  |
| Date:  |  |
|  |  |
| f. There   |  |
| moent L. DiTommaso   |  |
| Tommaso & Lubin, PC  |  |